

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

TODD S. MCLAUGHLIN,

Plaintiff,

v.

JO ANNE BARNHART,

Commissioner of
Social Security.

Defendant.

Case No. C00-5222RJB

ORDER GRANTING
PLAINTIFF'S MOTION
FOR ATTORNEY'S FEES

This matter comes before the court on Plaintiff's Counsel's Motion for Authorization of Attorney Fee Pursuant to 42 U.S.C. § 406(b). Dkt. 32. The court has considered the relevant documents and the remainder of the file herein.

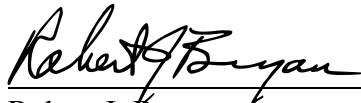
Plaintiff's counsel has requested that the court approve an attorney fee award of \$10,132 pursuant to 42 U.S.C. § 406(b). Dkt. 32. Plaintiff requests that the fees will be allocated as follows: (1) the Commissioner will pay counsel \$2,751.75 that has been withheld from plaintiff's past-due Social Security benefits; (2) the Commissioner will pay counsel \$5,330, which counsel will remit to plaintiff; and (3) counsel may collect \$2,050.25 from plaintiff pursuant to the fee agreement. Defendant has no objection to the request for \$10,132 in fees in light of plaintiff's counsel's agreement to remit to plaintiff \$5,330 in fees awarded pursuant to the Equal Access to Justice Act. Dkt. 34. Plaintiff's counsel has adequately supported his request. *See* Dkt. 32.

1 Therefore, it is hereby

2 **ORDERED** that Plaintiff's Counsel's Motion for Authorization of Attorney Fee Pursuant to 42
3 U.S.C. § 406(b) (Dkt. 32) is **GRANTED**. An attorney fee award of \$10,132 is **APPROVED**, pursuant
4 to 42 U.S.C. § 406(b). The Commissioner is **ORDERED** to pay to plaintiff's counsel \$8,081.75.
5 Plaintiff's counsel is **ORDERED** to remit to plaintiff \$5,330. The remainder of the award, \$2,050.25, may
6 be collected by plaintiff's counsel from plaintiff pursuant to the fee agreement.

7 The Clerk is directed to send uncertified copies of this Order to all counsel of record and to any
8 party appearing *pro se* at said party's last known address.

9 DATED this 30th day of June, 2006.

10 

11 Robert J. Bryan
12 United States District Judge